

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 796 OF 2006

Tulip Star Hotel & Ors. .. Petitioners.

vs.

Union of Centaur - Tulip

Employees & Ors. .. Respondents.

Mr. J.P. Cama a/w Martina Sapkal i/by

Arun Sapkal & Co. for petitioners.

Mr. R.D. Bhatt for respondents.

CORAM : S.U. KAMDAR, J.

DATE : 3rd April, 2006.

P.C.:

. By consent of the parties the order dated 13.1.2006 passed by the Industrial Court is substituted by the following order :-

2. That the respondent nos. 1, 2 and 3 will pay the monthly wages to the complainant nos. 2 to 52 every month by depositing the wages in the Industrial Court by 5th of every month. The complainant nos. 2 to 52 will be at liberty to withdraw the said amount from the Industrial Court

towards the said wages subject to their giving an undertaking in Court that in an event they losing in the main complaint being Complaint (ULP) No. 338 of 2005 the petitioners will be entitled to adjust the said claim amount out of the amount of VRS lying with them and shall make payment only of the balance amount of VRS to the workers. The first payment of the wages will be deposited by the petitioners on or before 7.4.2006 and the subsequent instalments will be deposited on 5th of every succeeding month as directed above. The aforesaid arrangement will continue till the hearing and final disposal of the complaint being Complaint (ULP) No. 338 of 2005 or for a period of six months from today whichever is earlier. The Industrial Court is directed to dispose of the pending Complaint (ULP) No. 338 of 2005 expeditiously and in any event on or before 31.8.2006. It is made clear that the Industrial Court will not grant unnecessary adjournments to either of the parties for the disposal of the complaint and hear the matter most expeditiously.

3. In an event if the complaint is not disposed of within the period of six months, then, both the parties will be at liberty to make necessary application to this Court for further directions in the matter.

4. Till the hearing and final disposal of the

complaint, all the immovable properties of the³
petitioners being building, land, furniture,
fixtures will stand attached and the said attachment
will come to an end only on the disposal of the
complaint irrespective of the period of time.

5. Petition disposed of accordingly. No order
as to costs.